

HOUSE No. 2042

By Mr. Petrucci of Boston, petition of Anthony Petrucci for legislation to establish a transportation user fee on owners of certain parking facilities. Transportation.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT ESTABLISHING A TRANSPORTATION USER FEE ON THE OWNERS OF PARKING FACILITIES LARGER THAN 20 SPACES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 (1) Municipalities are authorized to levy a user fee on the
2 owners of parking facilities larger than 20 spaces within their
3 boundaries. The user fee shall be imposed on all owners regard-
4 less of any exemption from taxation the owners may enjoy and
5 shall specifically include the Massachusetts Port Authority and
6 universities. House of worship, health care facilities, and transit
7 parking facilities will be exempt. The amount of the user fee shall
8 be proportional to 20% of the market value of a parking space in
9 the census tract where the parking facility is located, based on the
10 estimate of market value of 250 days use of the space, as judged
11 by the assessing department of the municipality. The user fee shall
12 be collected quarterly, based on the availability of the parking for
13 the use as judged by the municipality.

14 (2) The proceeds of the tax shall be divided, 50% to the MBTA
15 to support the operating and capital costs of providing paratransit
16 and public transportation services for the elderly and disabled, and
17 to fund discounts on prepaid transit fees and passes, and 50% to
18 the municipalities to support transportation services including
19 school busing, roadway and traffic maintenance, snow removal,
20 and MBTA municipal assessments.

21 (3) This Act shall be effective upon its passage.